

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

Civil Action No. 05-CV40147-FDS

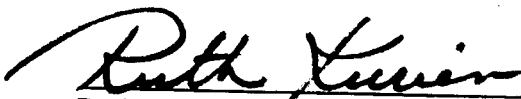
TOMMARK, INC. d/b/a STERLING)
ASSOCIATES,)
Plaintiff,)
v.)
TRAVELERS PROPERTY AND)
CASUALTY COMPANY n/k/a THE ST.)
PAUL TRAVELERS COMPANIES, INC.)
Defendant.)

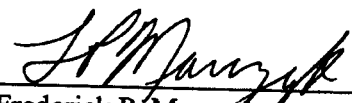
CERTIFICATION PURSUANT TO LOCAL RULE 16.1(d)(3)

Pursuant to Local Rule 16.1(d)(3), the undersigned hereby certify that they have conferred concerning the establishment of a budget for the cost of conducting the full-course and various alternative courses for the litigation and concerning the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Travelers Property Casualty Company of
America f/k/a Travelers Indemnity Company of
Illinois
By:

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Dated: January 12 2006

Dated: January __, 2006

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